

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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CARL M. MILLER,

Plaintiff,

**PLAINTIFF'S RULE 26(a)  
DISCLOSURE**

vs.

17-CV-00928 LJV

COUNTY OF ERIE, et. al.,

Defendants.

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Plaintiff, by and through his attorneys, Shaw & Shaw, P.C., states the following  
pursuant to Rule 26(a) of the Federal Rules of Procedure:

1. **Witnesses**

- a. Carl M. Miller  
171 Kokomo Street, Depew, NY 14043
- b. Janet Miller  
171 Kokomo Street, Depew, NY 14043
- c. Timothy B. Howard, Erie County Sheriff  
10 Delaware Avenue, Buffalo, NY 14202
- d. Thomas Diina, Superintendent, Jail Management Division  
40 Delaware Avenue, Buffalo, NY 14202
- e. Lieutenant Krzysztof Kania  
1385 Abbott Road #87, Buffalo, NY 14218
- f. Sargent Christian J. Sundberg  
107 Argus Drive, Depew, NY 14043

- g. Officer Deanna J. Lates  
4332 East Frontier Drive, Buffalo, NY 14219
- h. Lieutenant Karen A. Yetzer  
464 Town Line Road, Lancaster, NY 14086
- i. Officer Keith L. Roberts  
c/o Erie County Correctional Facility  
11581 Walden Avenue, Alden, NY 14004
- j. Sargent Richard J. Kozaczka  
79 Homer Street, Buffalo, NY 14216
- k. Officer Paul Robinson  
12 Saint Joseph Drive, Lancaster, NY 14086
- l. Officer Timothy M. Wanat  
1166 Cleveland Drive, Cheektowaga, NY 14225
- m. David Julian, PA  
Erie County Correctional Facility  
11581 Walden Avenue, Alden, NY 14004
- n. James Thomas  
c/o Erie County Holding Center  
10 Delaware Avenue, Buffalo, NY 14202
- o. Joseph Damico  
c/o Greene Correctional Facility  
165 Plank Road, Coxsackie, NY 12051
- p. Ariel Simms  
1457 East Delavan Avenue #2, Buffalo, NY 14215
- q. Robert Gibbens, RN  
Erie County Correctional Facility  
11581 Walden Avenue, Alden, NY 14004
- r. Maxim Healthcare Services, Inc.  
Individually and doing business as MAXIM STAFFING SOLUTIONS  
7227 Lee DeForest Drive  
Columbia, MD 21046

- s. Maxim Healthcare Services, Inc.  
Individually and doing business as  
MAXIM PHYSICIAN RESOURCES  
7227 Lee DeForest Drive, Columbia, MD 21046
- t. JOHN DOES 1-10  
Individually and as employees of the  
Erie County Sheriff's Department  
10 Delaware Avenue  
Buffalo, NY 14202
- u. Gregory J. Bennett, M.D.  
Erie County Medical Center  
462 Grider Street  
Buffalo, NY 14215

2. **Documents Pursuant to Rule 26(a)(1)(B)**: Plaintiff has the following documents in his possession, which documents have been provided to defense counsel pursuant to disclosure responses:

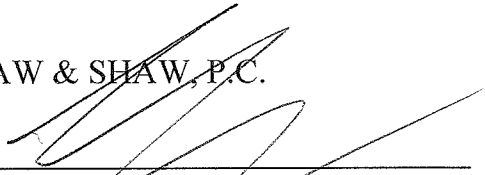
- a. Medical records

3. **Damages**: Plaintiff is alleging damages in an amount not to exceed \$1,500,000.00.

4. **Insurance Agreements**: The County defendants have answered but have yet to respond to plaintiff's demands for insurance information; defendants Maxim, Thomas, Damico and Simms have not yet answered the Complaint, nor have they provided any further information to plaintiff.

Dated: February 26, 2018  
Hamburg, New York

SHAW & SHAW, P.C.



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Buffalo, NY 14202

James Thomas  
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10 Delaware Avenue  
Buffalo, NY 14202

Joseph Damico  
c/o Greene Correctional Facility  
165 Plank Road  
Coxsackie, NY 12051

Ariel Simms  
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